DEC 0 3 2001

Attorney Docket No. 37522-10021

CERTIFICATE OF MAILING

certify that this paper is being deposited with the US Postal Service as first class mail in an envelope addressed to: Box Missing Parts US Patent and Trademark Office, Commissioner for Patents, P.O. Box 2237, Arlington, VA 22202 on November 29, 2001.

Freyberg, Reg. No. 29,250

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Peter D. Gluckman, et al.

: Confirmation No.: 4791

App. No.: 09/866,536

Art Unit:

1627

Filed:

May 24, 2001

: Examiner: (not yet known)

For: METHODS TO IMPROVE NEURAL OUTCOME

Box Missing Parts U.S. Patent and Trademark Office Commissioner for Patents P.O. Box 2237 Arlington, VA 22202

Sir:

TRANSMITTAL

In response to the "Notice to File Missing Parts of Application - Filing Date Granted" mailed June 14, 2001, transmitted herewith for filing in the above-entitled patent application are the following:

- Notice (Part 2) 1.
- Executed Declaration (copy) 2.
- Power of Attorney by Assignee (copy) with attached copies of 3. executed assignments.

Also enclosed is a return postcard for receipt.

Fees

The following fees are authorized:

Filing fee \$	\$740.00
Fee for extra independent claims	
Fee for extra total claims	0.00
Surcharge for late filing of declaration	130.00
Total fee	

Our check for \$2,310.00 is enclosed

Deposit Account Authorization

Please charge any additional fees that may be required, or credit any overpayment to Deposit Account No. 08-1641 referencing attorney docket no. 37522-1002. This is not, however, an authorization to pay the issue fee. A duplicate of this document is enclosed.

Respectfully submitted,

Derek P. Freyberg

Attorney for Applicant

Reg. No. 29,250

Heller Ehrman White & McAuliffe LLP 275 Middlefield Road Menlo Park, CA 94025-3506 (650) 324-7014 November 29, 2001

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COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231 www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

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Peter D. Gluckman

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CONFIRMATION NO. 4791 FORMALITIES LETTER *OC000000006180086*

Date Mailed: 06/14/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/05/2001 SHINASS1 00000034 081641

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FILED UNDER 37 CFR 1.53(b)

01 FC:101 02 FC:105 03-FC:102

740.00 OP 130.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 840.

A copy of this notice <u>MUST</u> be returned with the reply.

Ref: 12/11/2001 ETULU1

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

ustment dates 12/1